

REMARKS

The Examiner required restriction of one of the following inventions:

- I. Claims 1-5, drawn to a telecommunication method in a radiotelephone system having emergency or alarm communication, classified in class 455, subclass 404.1.
- II. Claims 27-31, drawn to a telecommunication method in a radiotelephone system having special service like call conferencing classified in class 455, subclass 416.
- III. Claims 6-16, drawn to a telecommunication method in a radiotelephone system being zoned or cellular telephone system with call routing, classified in class 455, subclass 445.
- IV. Claim 32, drawn to a telecommunication method in a radiotelephone system being zoned or cellular telephone system having location monitoring, classified in class 455, subclass 456.1.
- V. Claims 17-27 and 33, drawn to a telecommunication method in a radiotelephone system being zoned or cellular telephone system having a specific paging technique in a meet me system, classified in class 455, subclass 459.
- VI. Claim 34, drawn to a telecommunication device having a transmitter and receiver at the same station with radio telephone equipment detail being switching unit detail, classified in class 455, subclass 34.

In response to the Examiner's Restriction Requirement, Applicants elect, with traverse, to prosecute Group V, including claims 17-26 and 33. Applicants specifically reserve the right to file divisional applications directed to non elected claims 1-16, and 27-32 and 34.

At the outset, the restriction requirement asserts that Group V contains claims 17-27 and 33. However, claim 27 is also grouped in Group II (claims 27-31). It appears that the Examiner had inadvertently grouped claim 27 in Group V, and thus Applicants' have assumed claim 27 belongs in Group II. If however, Applicants' assumption is incorrect, the Examiner is requested to clarify the Restriction Requirement.

It is respectfully submitted that the subject matter of all claims is sufficiently related that a thorough search for the subject matter of any one group would encompass a search for the subject matter of the remaining claims. Thus, it is respectfully submitted that the search and examination of the entire application could be performed without serious burden. M.P.E.P. §803 states:

"If the search and examination of an entire application can be made without serious burden, the Examiner must examine on the merits, even though it includes claims too distinct or independent invention." (emphasis added)

Thus, it is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicant's and duplicated examination by the Patent Office.

Further, there are two criteria for a proper requirement for restriction. The invention should be independent or distinct, and

"2) there must be a serious burden on the Examiner if a restriction is not required. See M.P.E.P. §803.092, 806.04 A through J, 808.01(a) and 808.02."

Accordingly, Applicant respectfully submits that the Examiner would not be unduly burdened if forced to examine Groups I - VI.


For all of the reasons stated above, reconsideration and withdrawal of the outstanding restriction requirement, and favorable allowance of all claims in the instant application is earnestly solicited.

If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone **Gary D. Yacura, Reg. 35,416** at the number listed below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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